



June 2007

Information Request Questions: Superfund Recycling Equity Act – Scrap Metal

1. For the following questions which relate to transactions involving scrap metals, provide the requested information, and also provide copies of any documents that any information that is related to the response:
 - a. List all shipments of scrap metal your company sent to the Site. In this list, include the date for each transaction, the type and quantity of scrap metal sent, the amount paid or collected in connection with each transaction, the method of payment, and identify the person making or receiving payment..
 - b. Did a market exist for the scrap metal listed in your response to question 1(a), above? If so, describe the nature of such market at the time of the transaction (possible uses, possible consumers, etc.) and the source of that commercial specification grade (e.g., ISRI, Department of Defense, or wherever your company would find the grade published).
 - c. What commercial specification grade did the scrap metal meet listed in your response to question 1(a) meet? Identify/list the commercial specification grades that each scrap metal identified in 1(a) met.
 - d. At the time of the transaction(s) involving scrap metal listed in your response to question 1(a), what was the intended disposition of the scrap metal at the Site?
 - e. After sale, transfer, delivery, or disposal, what portion of the scrap metal listed in your response to question 1(a) was to be made available for use as a feedstock for manufacturing of new saleable products? Explain how the portion identified in this answer was derived or calculated.
 - f. Could the scrap metal listed in your response to question 1(a) have been used as a replacement or substitute for a virgin raw material? If so, provide details.
 - g. Could any products to be made from the scrap metal listed in your response to question 1(a) have been used as a replacement or substitute for a product made, in whole or in part, from a virgin raw material? If so, provide details.
 - h. Did your company melt the scrap metal listed in your response to question 1(a) before it was transported/delivered to the Site? If yes, describe the process used for melting the scrap metal. In addition, explain whether your company ever sent dross or skimmings to the Site.
 - i. Was the transaction between your company and the facility at the Site: 1) an outright sale; 2) subject to a written or verbal "tolling" agreement between the companies; or 3) reflected the "banking" of the transacted material in a metal account at the request of your company for return or other disposition at a later date.
2. Did your company have a basis for believing that the scrap metal listed in your response to question 1(a) would be recycled? If not, what was that basis? Provide supporting documentation.

3. Describe all efforts (i.e., site visits) taken by your company [and/or broker, insert if applicable] to determine what would be done with the scrap metal identified in your response to question 1(a) that may have been sold, transferred, or delivered to the Site.
4. What steps (e.g., internal procedures, federal, state, and local compliance inquiries) were taken by your company to ensure that [insert name of company and/or broker] receiving the scrap metal listed in your response to question 1(a) was in compliance with applicable Federal environmental regulations or standards, and any amendments with respect to scrap metal?
5. Did your company have a basis for believing that the facility at the Site was in compliance with substantive provisions of any Federal, State, or local environmental law or regulation, or compliance order or decree applicable to the handling, processing, reclaiming, storage, or other management activities associated with the scrap metal listed in your response to question 1(a)? If not, what was that basis? Provide supporting documentation.
6. Describe the efforts your company undertook with respect to the management and handling of the scrap metal listed in your response to question 1(a), including the extent to which you complied with customary industry practices current at the time of the transaction designed to minimize contamination of scrap metal by hazardous substances.
7. Provide all information in your possession that shows that you were in compliance with applicable Federal environmental regulations or standards regarding the storage, transport, management, or other activities associated with the recycling of scrap metal listed in your response to question 1(a).